



ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2010-0014; FRL-9347-3]

Product Cancellation Order for Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces EPA's order for the cancellations, voluntarily requested by the registrant and accepted by the Agency, of the products listed in Table 1 of Unit II., pursuant to section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This cancellation order follows a September 7, 2011 and June 16, 2010 **Federal Register** Notice of Receipt of Request from the registrants listed in Table 2 of Unit II. to voluntarily cancel these product registrations. In the September 7, 2011 and June 16, 2010 notices, EPA indicated that it would issue an order implementing the cancellations, unless the Agency received substantive comments within the 180 day comment period that would merit its further review of these requests, or unless the registrants withdrew their requests. The Agency received comments on the notices but none merited its further review of the requests. Further, the registrants did not withdraw their requests. Accordingly, EPA hereby issues in this notice a cancellation order granting the requested cancellations. Any distribution, sale, or use of the products subject to this cancellation order is permitted only in accordance with the terms of this order, including any existing stocks provisions.

DATES: The cancellations are effective [*insert date of publication in the **Federal Register***].

FOR FURTHER INFORMATION CONTACT: Jolene Trujillo, Pesticide Re-evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 347-0103; fax number: (703) 308-8005; email address: trujillo.jolene@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Copies of this Document and Other Related Information?

The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2010-0014, is available either electronically through <http://www.regulations.gov> or in hard copy at the OPP Docket in the Environmental Protection Agency Docket Center (EPA/DC), located in EPA West, Rm. 3334, 1301 Constitution Ave. NW., Washington, DC 20460-0001. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OPP Docket is (703) 305-5805. Please review the visitor instructions and additional information about the docket available at <http://www.epa.gov/dockets>.

II. What Action is the Agency Taking?

This notice announces the cancellation, as requested by registrants, of 33 products registered under FIFRA section 3, or 24(c). These registrations are listed in sequence by registration number in Table 1 of this unit.

Table 1. –Product Cancellations

EPA Registration Number	Product Name	Chemical Name
000264-00438	Bronate Herbicide	MCPA,2-ethylhexyl ester Bromoxynil octanoate
000264-00477	Buctril + Atrazine Herbicide	Bromoxynil octanoate Atrazine

000264-00586	Sedagri Batril 20W Herbicide	Bromoxynil octanoate
000264-00650	Silverado Herbicide	Fenoxaprop-p-ethyl
000264-00699	Rhino Brand Herbicide	MCPA,2-ethylhexyl ester Bromoxynil octanoate Hepatonic acid, 2,6-dibromo- 4-cyanophenyl ester
000264-00799	Weco Max Brand Herbicide	2-4-D, 2-ethylhexyl ester Hepatonic acid, 2,6-dibromo- 4-cyanophenyl ester Bromoxynil octanoate
000264-00803	Spiroxamine Technical	1,4-Dioxaspiro? 4,5Udecane- 2-methanamine,8-(1,1- dimethylethyl)-N-ethyl-N- propyl-
000264-00804	Accrue Fungicide	1,4-Dioxaspiro? 4,5Udecane- 2-methanamine,8-(1,1- dimethylethyl)-N-ethyl-N- propyl-
000264-00842	Silverado LQ Wild Oat Herbicide	Mesosulfuron-methyl
000264-01071	Wolverine Power Pak	Hepatonic acid, 2,6-dibromo- 4-cyanophenyl ester Bromoxynil octanoate Puyrasulfotole Technical; Fenoxaprop-p-ethyl
001043-00060	T.B. Q. Germicidal Detergent	Alkyl* dimethyl benzyl ammonium chloride *(50%C14, 40%C12, 10%C16)
001719-00043	Cop-R-Tox Wood Preservative	Copper naphthenate

004822-00394	Raid Yard Guard Outdoor Fogger Formula VII	Bioallethrin Permethrin
004822-00450	OFF! Yard & Deck Area Repellent II	Bioallethrin Permethrin
008278-00004	Metro That's It Dry	Metaldehyde
009444-00138	Time-Mist Metered Insecticide II	MGK 264 Piperonyl butoxide Pyrethrins
009444-00159	Purge After Hours Plus DS	MGK 264 Piperonyl butoxide Pyrethrins
053883-00174	Propiconazole 14.3	Propiconazole
062451-00003	Ant Guard for Hummingbird Feeders	Piperonyl butoxide Pyrethrins
071992-00001	Cunap-8 Wood Preservative	Copper naphthenate
071992-00002	Cunap-2	Copper naphthenate
071992-00003	CU Nap-5W Wood Preservative	Copper naphthenate
086203-00013	Dinotefuran TK	Dinotefuran
086203-00017	Dinotefuran 20SG TK	Dinotefuran
CA050014	Admire Pro Systemic Protectant	Imidacloprid
MN070007	Dinotefuran 20% Turf, Ornamental & Vegetable Transplant	Dinotefuran
NC910011	Drexel Sucker Plucker Concentrate	Alcohols, Cx - Cxx
OH080002	Tree-Age	Emamectin benzoate
OR100006	Dual Magnum Herbicide	S-Metolachlor
SC910006	Drexel Sucker Plucker Concentrate	Alcohols, Cx - Cxx

VA910011	Drexel Sucker Plucker Concentrate	Alcohols, Cx - Cxx
WA060012	DuPont Velpar DF Herbicide	Hexazinone
WA060013	DuPont Velpar L Herbicide	Hexazinone

Table 2 of this unit includes the names and addresses of record for all registrants of the products in Table 1 of this unit, in sequence by EPA company number. This number corresponds to the first part of the EPA registration numbers of the products listed in Table 1 of this unit.

Table 2. –Registrants of Cancelled Products

EPA Company Number	Company Name and Address
1043	Steris Corporation P.O. Box 147 St. Louis, MO 63166-0147
1719	Mobile Paint Manufacturing Company Inc. P.O. Box 717 Theodore, AL 36582
4822	S.C. Johnson & Son Inc. 1525 Howe St. Racine, WI 53403
8278	Metro Biological Laboratory 583 Canyon Rd. Redwood City, CA 94062
9444	Waterbury Companies Inc 129 Calhoun St., P.O. Box 640 Independence, LA 70443
53883	Control Solutions, Inc. 5903 Genoa-Red Bluff Rd. Pasadena, TX 77507-1041
62451	Lineguard Inc Attn: E.H. Roberts P.O. Box 839 Elyria, OH 44036

71992	Merichem Company 5455 Old Spanish Trail Houston, TX 77023
86203; MN070007	Mitsui Chemicals Agro, Inc. AGENT: Landis International, Inc. P.O. Box 5126 Valdosta, GA 31603-5126
264; CA050014	Bayer CropScience LP 2 T.W. Alexander Dr. P.O. Box 12014 Research Triangle Park, NC 27709
NC910011; SC910006; VA910011	Drexel Chemical Company 1700 Channel Ave. P.O. Box 13327 Memphis, TN 38113-0327
OH080002; OR100006	Syngenta Crop Protection, LLC D/B/A Syngenta Crop Protection, Inc. P.O. Box 18300 Greensboro, NC 27419-8300
WA060012; WA060013	E.I. DuPont De Nemours and Co., Inc. (S300/419) ATTN: Manager, U.S. Registration, DuPont Crop Protection 1007 Market St. Wilmington, DE 19898-0001

III. Summary of Public Comments Received and Agency Response to Comments

EPA received one comment that was not substantive. Therefore, the Agency does not believe that the comment submitted during the comment period merits further review or a denial of the requests for voluntary cancellation.

IV. Cancellation Order

Pursuant to FIFRA section 6(f), EPA hereby approves the requested cancellations of the registrations identified in Table 1 of Unit II. Accordingly, the Agency hereby orders that the product registrations identified in Table 1 of Unit II. are cancelled. The effective date of the cancellations that are the subject of this notice is *[insert date of publication in the*

Federal Register]. Any distribution, sale, or use of existing stocks of the products identified in Table 1 of Unit II. in a manner inconsistent with any of the provisions for disposition of existing stocks set forth in Unit VI. will be a violation of FIFRA.

V. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be cancelled or amended to terminate one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, following the public comment period, the EPA Administrator may approve such a request. The notice of receipt for this action was published for comment in the **Federal Register** issue of September 7, 2011 (76 FR 55385) (FRL-8887-1) and the issue of June 16, 2010 (75 FR 34117) (FRL-8827-1). The comment periods closed on March 5, 2012 and December 13, 2010, respectively.

VI. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. The existing stocks provisions for the products subject to this order are as follows.

The registrants may continue to sell and distribute existing stocks of products listed in Table 1 of Unit II. until May 23, 2013, which is 1 year after the publication of the Cancellation Order in the **Federal Register**. Thereafter, the registrants are prohibited from selling or distributing products listed in Table 1, except for export in accordance with FIFRA section 17, or proper disposal. Persons other than the registrants may sell, distribute, or use existing stocks of products listed in Table 1 of Unit II. until existing stocks are exhausted, provided that such sale, distribution, or, use is consistent with the terms of the previously approved labeling on, or, that accompanied, the cancelled products.

List of Subjects

Environmental protection, Pesticides and pests.

Dated: May 10, 2012

Michael Goodis, Acting

Director, Pesticide Re-evaluation Division, Office of Pesticide Programs.

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